

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – PR&RD Dept. – Imposition of withholding entire pension and gratuity in full permanently besides recovery of Rs.1,14,200/- being the cause loss caused against Sri M. Ananda Rao, EE (PR) (Retd.) for the irregularities in drilling of borewells and transportation of drinking water in Kandukur Division, Prakasam District – Orders – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.IA) DEPARTMENT

G.O.Ms.No. 317

Date:27-10-2009.

Read the following:-

1. Govt. Memo No.37727/Estt.(1)/97-2, PR&RD Dept., Dt. 9.1.1998.
2. From Sri M. Ananda Rao, EE (PR), Repn., Dt. 12.4.1998.
3. G.O.Rt.o.1075, PR&RD (Estt.I) Dept., Dated: 2.8.2000.
4. From the Commissioner of Inquiries, GAD, Lr.No.COI.M(Ch.PS/84 / 2000), Dated: 22.6.2002.
5. Govt. Memo No.140/VS-I/A2/2001-15, PR&RD (VS-I) Dept., Dt. 13.9.2002.
6. From Sri M. Ananda Rao, EE (PR), Representation Dated: 24.3.2003.
7. G.O.Ms.No.514, PR&RD (Vig.II) Dept., Dated: 15.4.2006.
8. G.O.Ms.No.371, PR&RD (Vig.I) Department, Dated: 21.9.2006.

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ORDER:-

In the reference 1<sup>st</sup> read above, certain charges were framed against Sri M. Ananda Rao, EE (PR) on the allegations of irregularities in the drilling of bore wells and transportation of drinking water in Kandukur Division of Prakasam District. In the reference 2<sup>nd</sup> read above, the Charged Officer has submitted his Written Statement of Defence, denying the charges framed against him.

2. In the reference 3<sup>rd</sup> read above, the disciplinary case was entrusted to Commissioner of Inquiries, General Administration Department under Rule-20(2) of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 to conduct departmental enquiry in the matter. In reference 4<sup>th</sup> read above, the Enquiry Officer has submitted the enquiry report.

3. After examining the matter, in the reference 5<sup>th</sup> read above, a copy of the enquiry report was communicated to the Charged Officer, with a direction to submit his representation if any on the findings of the enquiry officer. In the reference 6<sup>th</sup> read above, the charged officer has submitted his representation.

4. In the reference 7<sup>th</sup> read above, Government have imposed a penalty of 25% cut in pension for a period of (3) years besides recovery of an amount of Rs.9,223/- from the gratuity on Sri M. Ananda Rao, EE, PR (Retd.) for the irregularities committed by him in purchase of materials i.e., Chlorinators, Vibrators & CC Mixers in Kadapa and Ananthapur Districts.

5. In the reference 8<sup>th</sup> read above, Government have imposed a penalty of withholding entire pension and gratuity in full permanently for his conduct which led to his conviction on a criminal charge in an ACB trap Case in C.C.No.14/2001.

6. There is no bar for two separate criminal / disciplinary proceedings against a public servant, to conclude one after the other. There is no specific bar for recording two separate orders of punishment of withholding the pension as a result of culmination of two separate criminal / disciplinary proceedings, but at one point of time only one order can operate and not both orders.

(P.T.O.)

7. Government, after careful examination, hereby order to impose a punishment of withholding entire pension and gratuity in full permanently against Sri M. Ananda Rao, EE (PR) (Retd.) besides recovery of Rs.1,14,200/- (50% of the total loss of Rs.2,28,400/- caused), under Revenue Recovery Act, for the irregularities committed by him in the drilling of bore wells and transportation of drinking water in Kandukur Division of Prakasam District.

8. The orders issued vide para-7 above of withholding entire pension and gratuity in full permanently could not be implemented, in view of the reason that earlier, a penalty of 25% cut in pension for a period of (3) years besides recovery of an amount of Rs.9,223/- from the gratuity and the penalty of withholding of entire pension and gratuity in full permanently have been imposed on Sri M. Ananda Rao, EE (PR) (Retd.) .

9. However, the amount of Rs.1,14,200/- ordered to be recovered in para-7 above shall be recovered from him under Revenue Recovery Act.

10. The Engineer-in-Chief, PR, Hyderabad shall take further action in the matter including on para-9 above.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C. SASTRY  
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri M. Ananda Rao, EE (PR) (Retd.) through the Engineer-in-Chief, PR, Hyderabad.  
The Engineer-in-Chief, PR, Hyderabad (He is requested to serve the same and furnish the dated acknowledgment immediately).

Copy to:

The Secretary to Vigilance Commissioner, APVC, Hyderabad.  
The PR&RD (Estt.I) Department.

//FORWARDED BY ORDER//

SECTION OFFICER